



PTO/SB/23 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(b)

Docket Number (Optional)

213-0012US

In re Application of
Robert Bridenbaugh, et al.Application Number
09/121,798Filed
July 23, 1998For
Methods for Purifying Nucleic AcidsArt Unit
1636Examiner
William O. Sandals

This is a request for an extension of time of 5 months (days), (weeks), (months) under 37 CFR 1.136(b) in this pending application. An extension of time is not available in this application under the provisions of 37 CFR 1.136(a); however, additional time to respond may still be granted under the patent statute. No petition fee is required. The reasons for requesting the extension of time are the following:

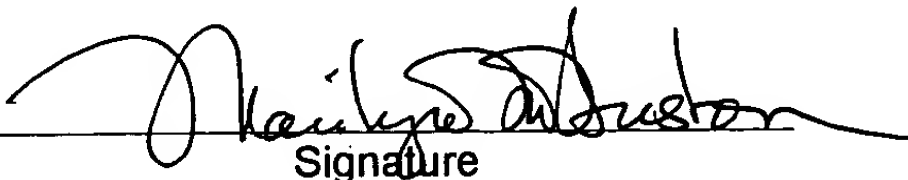
Receipt of a Notice of Appeal and acceptance of Extension of Time in the present case was recorded February 5, 2003 in the USPTO, thus making April 5, 2003 the 2 month deadline for filing an appeal brief or other sufficient filing.

At the time the Notice of Appeal was filed, and during the following period for preparation of an appeal brief or other sufficient filing resolving outstanding issues in this case, the assignee of the full title and interest in the present case, Valentis, Inc., underwent corporate restructuring. As a consequence of restructuring, the physical site from which patent prosecution was managed in-house was closed and the files relocated.

In addition, the attorney of record has also been changed with transfer of outside counsel files. Due to these disruptions, the present request for extension of time is respectfully requested.

09/04/2003 MAHME1 00000066 501922 09121798

03 FC:1255 1970.00 DA


Signature8.29.03
Date

Marilyn M. Huston, Attorney

Typed or printed name/Title

832-446-2421

Telephone Number

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.